



## CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: July 25, 2006

Name: Steven L. Oberholtzer

Signature:

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& LIONE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Michael J. Borrelli

Appln. No.: 10/764,316

Filed: January 23, 2004

For: METHODS AND COMPOSITIONS FOR  
HEAT ACTIVATED GENE THERAPY  
USING CYTOLETHAL DISTENDING  
TOXIN

Examiner: Kimberly Chong

Art Unit: 1635

Attorney Docket No: 10546/109

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

Sir:

## Attached is/are:

- ☒ Amendment and Response to Restriction Requirement; Petition for Extension of Time (in dup.); Transmittal Letter (in dup.).
- ☒ Return Receipt Postcard

## Fee calculation:

- ☐ No additional fee is required.
- ☒ An extension fee in an amount of \$225.00 for a two-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_).
- ☒ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total	14	Minus	31	0	x \$25=			x \$50=	
Indep.	2	Minus	4	0	x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=			+ \$360=	
					Total	\$		Total	\$

## Fee payment:

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.
- ☒ Please charge Deposit Account No. 23-1925 in the amount of \$225.00. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Steven L. Oberholtzer (Reg. No. 30,670)

July 25, 2006  
Date

BRINKS HOFFER GILSON & LIONE  
NBC Tower – Suite 3600, 455 N. Cityfront Plaza Drive, Chicago, IL 60611-5599

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